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July 21, 2020

VIA ECF

Hon. Kenneth M. Karas  
United States District Judge  
United States District Court for the  
Southern District of New York  
300 Quarropas St.  
White Plains, NY 10601-4150

Re: *Gammon and Associates, Inc. v. National Fire Insurance Company of Hartford*,  
No. 7:20-cv-03882 (S.D.N.Y.)

Dear Judge Karas:

This firm represents defendant National Fire Insurance Company of Hartford ("National Fire") in the above-referenced action. We write, with the consent of Plaintiff, in response to the Court's Calendar Notice of July 17, 2020 (ECF No. 19), to request an adjournment of the telephonic status conference scheduled for Thursday, July 30, 2020 at 12:00 p.m.

On June 30, 2020, the Court granted National Fire's request to extend the time to answer, move, or otherwise respond to the Complaint to 30 days after the ruling on a consolidation petition that is pending before the Judicial Panel on Multidistrict Litigation ("JPML") (ECF No. 18). The JPML hearing is currently scheduled for July 30, 2020. *See In re: COVID-19 Business Interruption Protection Insurance Litigation*, MDL No. 2942 (J.P.M.L.). With the decision of the JPML anticipated to occur promptly following the Panel's July 30 hearing, the parties submit that awaiting the decision of the JPML is the most efficient means of proceeding.

We will promptly notify the Court when the JPML's decision is issued. In the event this matter is not transferred, in compliance with the Court's Individual Rules of Practice, we will confer with Plaintiff and file at the appropriate time a pre-motion letter explaining why Defendant contends the Complaint fails as a matter of law. This is the first request for an adjournment in this action.

Respectfully submitted,

/H. Christopher Boehning

H. Christopher Boehning

cc: Counsel of Record (by ECF)

Granted.

The Parties are to provide a written update by 8/6/20.

So Ordered.

A handwritten signature in black ink, appearing to be 'K. Karas', with a horizontal line extending to the right.

7/21/20